PTO/SB/21 (04-07)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE.
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	Application Number	10/643,627	•	)
TRANSMITTAL	Filing Date	August 19,	2003	
FORM	First Named Inventor	Sundelin		
	Art Unit	1636		
(the said for the	Examiner Name	Guzo, Davi	id	
(to be used for all correspondence after initial filing)  Total Number of Pages in This Submission 9	Attorney Docket Number	BI-06-ND6	.ccc	
EN	CLOSURES (Check all	that apply)		
Fee Transmittal Form  Fee Attached  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Reply to Missing Parts/ Incomplete Application  Reply to Missing Parts under 37 CFR 1.52 or 1.53	Drawing(s)  Licensing-related Papers  Petition Petition to Convert to a Provisional Application Power of Attorney, Revocatio Change of Correspondence A Terminal Disclaimer  Request for Refund  CD, Number of CD(s)  Landscape Table on CD	n Address D	Appeal Conference of Appeal Conference of Appeal Conference of Appeal Note of App	closure(s) (please Identify enewed Petition for Revival ation) - 2 pages eviously filed pages - 5 n Remarks)
SIGNATURE	OF APPLICANT, ATTO	RNEY, O	R AGENT	
Firm Name Hoxie & Associates, LLC				
Signature				
Printed name Arthur Yang				
Date October 23, 2007		Reg. No.	45,721	
CERTIF  I hereby certify that this correspondence is being fac sufficient postage as first class mail in an envelope at the date shown below:	ICATE OF TRANSMISS simile transmitted to the USPT addressed to: Commissioner fo	O or deposi	ted with the United	nd States Postal Service with exandria, VA 22313-1450 on
Signature				
Typed or printed name			Date	)

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Sundelin, J. et al.	) Examiner: Guzo, David
Serial No.:	10/643,627	Group Art Unit: 1636
		Confirmation Number 4455
Filed:	August 19, 2003	Attorney Docket: BI-06-ND6-CCC
Title:	RECOMBINANT C140 RECEPTOR ITS AGONISTS AND ANTAGONISTS, AND NUCLEIC ACIDS ENCODING THE RECEPTOR	) ) ) )

### COPY OF RENEWED PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Attn: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### Dear Sir:

Pursuant to the discussion between Ms. Alesia Brown in the Office of Petitions and Applicants' representative Arthur Yang on October 23, 2007, Applicants hereby submit a copy of their October 2, 2007 renewed petition for revival of a patent application unintentionally abandoned under 37 CFR 1.137(b) (the "Renewed Petition"). Applicants respectfully request that the Renewed Petition be made of record, and granted favorable consideration.

On October 2, 2007, Applicants filed a Renewed Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b). A copy of the papers filed, with a Certificate of Transmission under 37 CFR 1.8, is attached herein. Also attached is a copy of the PTO Auto-Reply Facsimile Transmission page indicating receipt of the filing.

As of October 23, 2007, the PAIR system does not indicate that the PTO received the Renewed Petition.

Application of Sundelin, J., et al. Application No.: 10/643,627

Attorney Docket No.: BI-06-ND6-CCC

The Issue fee and Publication fee were debited from Applicants! Deposit Account on or about October 2, 2007; however, the Renewed Petition was not made of record, the petition fee under 37 CFR 1.17(m) was not debited from the Deposit Account, and the Renewed Petition has not been acted upon.

Applicants respectfully clarification on this matter, and request that the petition be made of record and granted favorable consideration.

It is believed no fee is presently required in filing this copy of the October 2, 2007 Renewed Petition. If a fee is required, please charge the same to Deposit Account 50-4255.

Dated: 23 Oct 2007

Respectfully submitted,

Reg. No. 45,721

HOXIE & ASSOCIATES LLP

75 Main Street

Suite 301

Millburn, NJ 07041

(973) 912-5232

PTO/SB/21 (04-07)
Approved for use through 09/30/2007. OMB 0551-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL	First Named Inventor	August 19, 2003
FORM	Art Unit	Sundelin, J.
	Examiner Name	1636
(to be used for all correspondence after initial	filing)	Guzo, David
Total Number of Pages in This Submission	Attorney Docket Number	BI-06-ND6-CCC
	ENCLOSURES (Check all t	hat apply)
Fee Transmittal Form Fee Attached  Amendment/Reply After Final Affidavits/declaration(s)  Extension of Time Request Express Abandonment Request Information Disclosure Statement  Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Drawing(s)  Licensing-related Papers  Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Attorney Request for Refund  CD, Number of CD(s)  Landscape Table on CD  Remarks	
SIGNAT	URE OF APPLICANT, ATTOR	NEY, OR AGENT
Hoxie & Associates LLC		
Signature		
Printed name Arthur Yang		
Date 2 Oct 2007	Re	eg. No. 45,721
I hereby certify that this correspondence is be		or deposited with the United States Postal Service with
the date shown below:	Masclik	Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
Typed or printed name Patricia Mascenik		Date October 2, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND TO: Commissioner for Patonts, P.O. Box 1450, Alexandria, VA 22313-1450.



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Sundelin, J. et al.	)	Examiner: Guzo, David
Serial No.:	10/643,627	)	Group Art Unit: 1636
		) )	Confirmation Number 4455
Filed:	August 19, 2003	)	Attorney Docket: BI-06-ND6-CCC
Title:	RECOMBINANT C140 RECEPTOR ITS AGONISTS AND ANTAGONISTS, AND NUCLEIC ACIDS ENCODING THE RECEPTOR	)	

## RENEWED PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Attn: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

#### Dear Sir:

Applicants hereby submit a renewed petition for revival of this unintentionally abandoned application.

On August 8, 2007, a Notice of Abandonment was mailed to Applicants for failure to pay the issue fee in the present application.

On August 30, 2007, Applicants filed a petition to withdrawn holding of abandonment under 37 CFR 1.181, and alternatively, a petition to revive an application for patent abandoned unintentionally under 37 CFR 1.137(b).

A Decision on the 37 CFR 1.181 petition was mailed to Applicants on September 26, 2007. The Decision did not address the 37 CFR 1.137(b) petition.

Pursuant to the discussion between Ms. Alesia Brown in the Office of Petitions and Applicant's representative Arthur Yang on October 2, 2007, Applicants submit a renewed



Application of Sundelin, J., et al. Application No.: 10/643,627

Attorney Docket No.: BI-06-ND6-CCC

petition for revival of this application as being unintentionally abandoned under 37 CFR 1.137(b).

Payment of the issue and publication fees was previously submitted on July 11, 2007 in Form PTOL-85, and is herein submitted at Exhibit A. Please charge the issue and publication fees in the amount of \$1,700, to Deposit Account 50-4255. Applicants also authorize the Director to charge any deficiency, or credit any overpayment to the same Deposit Account.

Since this application was filed on or after June 8, 1995, no terminal disclaimer is required. Applicants have moved promptly to reinstate the application following the August 8, 2007 Notice of Abandonment. Applicants hereby state that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Applicants respectfully request that the application be revived and allowed to issue as a patent.

Please charge the petition fee of \$1,500.00 under 37 CFR 1.17(m), and any additional other fees required to Deposit Account 50-4255.

Dated: 2 Oct 2007

Respectfully submitted,

Reg. No. 45,721

HOXIE & ASSOCIATES LLP

75 Main Street

Suite 301

Millburn, NJ 07041

(973) 912-5232



# **EXHIBIT A**

and send this form, together \

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or Fax (571)-273-2885

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: 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, xandria, Virginia 22313-1450.

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